

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

CHARLES VAN ALEXANDER,

Plaintiff,

v.

CASE NO. 07-11419
HON. MARIANNE O. BATTANI

CITY OF PONTIAC, PONTIAC POLICE
DEPARTMENT, VALARD GROSS, SGT.
COSBY, DARRIN D. MCALLISTER, ALVIS, M.
LOCRICCHIO, J. MAROUGI, DANIEL MAIN
and JANCZAREK,

Defendants.

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

The Court having reviewed the Magistrate Judge's Report and Recommendation (Doc. No. 28), filed on September 14, 2007, and no objections having been filed thereto,

IT IS SO ORDERED that the Report and Recommendation is **ADOPTED** and that Defendants City of Pontiac, Pontiac Police Department and Valard Gross' Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) is **GRANTED**.

IT IS SO ORDERED.

s/Marianne O. Battani

MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE

DATED: December 12, 2007

CERTIFICATE OF SERVICE

Copies of this Order were served upon plaintiff and counsel of record on this date by ordinary mail and/or electronic filing.

s/Bernadette M. Thebolt
DEPUTY CLERK